

11/23/99



PATENT

ATTORNEY DOCKET NO. CGNE.023.08US

3/8/99 12/16/99 A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Goodman, *et al.*

Serial No.: Not Yet Assigned

Filed: November 23, 1999

For: MOLECULAR FARMING

) Examiner: Not Yet Assigned

) Art Unit: Not Yet Assigned

) TRANSMITTAL OF
) CONTINUATION UNDER 37 C.F.R.
) § 1.53(b)

RC568 U.S. PTO

09/447505



11/23/99

BOX PATENT APPLICATION

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This is a request for filing a patent application under 37 C.F.R. § 1.53(b) in the name of
inventor: **GOODMAN, *et al.***

For: MOLECULAR FARMING

This application is a ☒ Continuation ☐ Divisional ☐ Continuation-in-part of prior
Application No.: 08/855,260 filed May 13, 1997 from which priority under 35 U.S.C. § 120 is
claimed.

Application Elements:

22 Pages of Specification, Claims and Abstract

0 Sheets of formal Drawings

CERTIFICATE OF EXPRESS MAILING

"Express Mail" Label No.: EL39897789US

Date of Deposit: 11/23/99

I hereby certify under 37 C.F.R. 1.10 that this correspondence is
being deposited with the United States Postal Service as "Express
Mail Post Office to Addressee" with sufficient postage on the date
indicated above and is addressed to the Commissioner of Patents
and Trademarks, Washington, D.C., 20231.

Jacob Zweib

(Signature)

JACOB ZWEIB

(Printed Name)

- ☒ Declaration
☐ Unexecuted Combined Inventor Declaration and Power of Attorney
☒ Copy from prior application (37 CFR 1.63(d) for a continuation or divisional).

The entire disclosure of the prior application from which a copy of the declaration is herein supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- ☐ Deletion of inventors Signed statement attached deleting inventor(s) named in the prior application, *see* CFR 1.63(d)(2) and 1.33(b).

Accompanying Application Parts:

- ☐ Assignment and Assignment Recordation Cover Sheet (recording fee of \$40.00 enclosed)
☒ Power of Attorney
☐ 37 CFR 3.73(b) Statement by Assignee
☒ Information Disclosure Statement with Form 1449
☐ Copies of IDS Citations
☒ Preliminary Amendment
☒ Return Receipt Postcard
☐ Small Entity Statement(s) ☐ Statement filed in prior application. Status still proper and desired.
☐ Other:
☐ A sequence listing.
☐ paper copy.
☐ computer readable copy.
☐ Statement in Compliance with Requirements for Patent Applications Containing Nucleotide and/or Amino Acid Sequence.

Claim For Foreign Priority

- ☐ Priority of _____ Application No. _____ filed on _____ is claimed under 35 U.S.C. § 119
☐ The certified copy has been filed in prior application U.S. Application No. _____
☐ the certified copy will follow.

Extension of Time for Prior Pending Application

- ☐ A Petition for Extension of Time is being concurrently filed in the prior pending application. A copy of the Petition for Extension of Time is attached.

Amendments

- ☒ Amend the specification by inserting before the first line the sentence: "This is a

cancel

☒ Continuation ☐ Continuation-in-part ☐ Divisional application of copending application of 08/855,260 filed May 13, 1997, which is a continuation of 08/463,182 filed June 5, 1995, now USPN 5,629,175, which is a continuation of 08/164,346 filed December 8, 1993, now USPN 5,550,038, which is a continuation of 07/507,380 filed April 9, 1990, abandoned, which is a continuation 06/760,236 filed July 29, 1985, now USPN 4,956,282, which disclosures are incorporated herein by reference.

- ☐ Application No. _____ filed on _____.
- ☐ International Application _____ filed on _____, which designated the United States, disclosure of which is incorporated herein by reference."
- ☒ Cancel in this application original claims 2-13 of the prior application before calculating the filing fee

Fee Calculation (37 CFR § 1.16):

	(Col. 1)	(Col. 2)	<u>SMALL ENTITY</u>		<u>OTHER THAN A SMALL ENTITY</u>	
<u>FOR:</u>	<u>NO. FILED</u>	<u>NO. EXTRA</u>	<u>RATE</u>	<u>FEE</u>	<u>RATE</u>	<u>FEE</u>
Basic Fee			\$380		\$760	\$760.00
Total Claims	39	19	\$ 9	\$	\$ 18	\$342.00
Indep Claims	6	3	\$ 39	\$	\$ 78	\$234.00
<input type="checkbox"/> Multiple Dependent Claims	1		\$130	\$	\$260	\$260.00
Total Filing Fee:				\$		\$1596.0

TOTAL FEES: \$1596.00

- ☒ A check including the amount of the above-indicated TOTAL FEES is attached.
- ☐ Please charge Deposit Account No.18-0020 in the amount of \$_____.
- ☐ A check in the amount of \$ is attached.
- ☐ No fee is required.
- ☒ Conditional Petition for Extension of Time: An extension of time is requested in the present and/or the above-referenced parent application to provide for timely filing if an extension of time is still required after all papers filed with this transmittal have been considered.

- ☒ [X] The Commissioner is hereby authorized to charge any underpayment of the following fees associated with this communication, including any necessary fees for extension of time, or credit any overpayment to Deposit Account No. 18-0020.
- ☒ [X] Any filing fees under 37 CFR 1.16 including fees for the presentation of extra claims.
- ☒ [X] Any parent application processing fees under 37 CFR 1.17.
- ☒ [X] A **duplicate** copy of this sheet is attached for accounting purposes.

Respectfully submitted,

Dated: November 25, 1999

By: Barbara Rae-Venter
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Reg. No. 32,750

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BRV:JLW
Enclosures